

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2010-157881-001 DT

05/10/2011

HONORABLE CHRISTOPHER WHITTEN

CLERK OF THE COURT

A. Moore

Deputy

STATE OF ARIZONA

KARIN TANG HOM

v.

ADRIAN SALAZAR GUZMAN (001)

DOB: 9/25/1983

MICHAEL S BAKER

APO-SENTENCINGS-CCC

APPEALS-CCC

AZ DOC

DISPOSITION CLERK-CSC

RFR

VICTIM SERVICES DIV-CA-CCC

SENTENCE - IMPRISONMENT AND PROBATION

8:49 a.m.

State's Attorney: Karin Hom

Defendant's Attorney: Michael Baker

Defendant: Present

Court Reporter: Wanda Bauer

Mary Trejo, Miguel Trejo, Ramona Maestas, Neal Wheeler, Corvette Trejo and Chris Trejo address the Court.

Counts 1 and 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1: Manslaughter, dangerous
Class 2 Felony
A.R.S. § 13-1103, 13-1101, 28-3001, 28-3304, 28-3305, 28-3315, 13-604, 13-701, 13-702, 13-702.01, 13-801

Date of Offense: 10/16/2010

Dangerous pursuant to A.R.S. § 13-704 - Non Repetitive

OFFENSE: Count 2 (Amended): Endangerment

Class 6 Felony

A.R.S. § 13-1201, 28-3001, 28-3304, 28-3315, 28-3305, 13-701, 13-702, 13-801

Date of Offense: 10/16/2010

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 10.5 years from 5/10/2011

Presentence Incarceration Credit: 194 days

Presumptive

Community Supervision: Count 1 - Waived pursuant to A.R.S. § 13-603(K) and 41-1604.07(D), due to the term of probation in Count 2.

In the event the Defendant is released by the Department of Corrections on a temporary release basis pursuant to A.R.S. §31-233, and a term of Community Supervision has been waived pursuant to A.R.S. §13-603(K), the length of probation shall be extended to include the time of Defendant's temporary release, pursuant to A.R.S. §13-901(B).

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 2 Probation Term: 3 years

Upon physical discharge from prison for a separate offense in Count 1.

Conditions of probation include the following:

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of

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the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 2 - \$65.00 per month beginning on a date to be determined.

PROBATION SURCHARGE: Count 2 - \$20.00.

Count 2: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforeponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 17 - Count 2: Complete a total of 360 hours of community restitution. Complete a set number of hours per month as directed in writing by APD. Complete hours at a site approved by the APD.

IT IS ORDERED granting the Motion to Dismiss the allegation of dangerousness re Count 2.

Count 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The Court retains jurisdiction over the issue of restitution. In the event a hearing is set, defendant waives his appearance and defense counsel has authority to enter into any reasonable stipulation.

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9:14 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.
Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE CHRISTOPHER WHITTEN
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)